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Filing date: **04/09/2007**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91175912
Party	Defendant Bison Capital LLC Bison Capital LLC Suite 105, 981 Ridgewood Ave Venice, FL 34285
Correspondence Address	BISON CAPITAL LLC 981 RIDGEWOOD AVE STE 105 VENICE, FL 34285-6903 UNITED STATES
Submission	Answer
Filer's Name	Wlodek T. Krawiec
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Date	04/09/2007
Attachments	buzz monkey 91175912.pdf (3 pages)(22963 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Buzz Monkey Energy Pty.Ltd.,	◇	In the matter of
	◇	Application Serial No. 78959811
Opposer	◇	For the Mark: BUZZ MONKEY
	◇	Published for Opposition
v.	◇	On November 14, 2006
	◇	
Bison Capital , LLC	◇	Opposition No: 91175912
	◇	
Applicant	◇	APPLICANT’S ANSWER TO
	◇	NOTICE OF OPPOSITION

bct01A
April 9, 2007

APPLICANT’S ANSWER TO NOTICE OF OPPOSITION

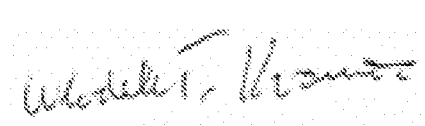
Applicant, Bison Capital, LLC of Venice, Florida (“Applicant”), hereby answers the allegations set forth in the Notice of Opposition to Application No. 78959811 (“Notice of Opposition”) as follows:

1. Applicant denies the allegation in the preamble that Opposer “believes that it will be damaged by the registration of the Trademark, BUZZ MONKEY, shown in Application Serial No.78959811, for alcoholic beverages, namely flavored malt beverages and prepared cocktails”.
2. Applicant is without knowledge or information sufficient to form a belief as to the truth or falsity of the averments of paragraph 1 of the Notice of Opposition and, therefore denies the same.
3. Applicant admits Opposer’s statement presented in paragraph 2 of the Notice of Opposition.
4. Applicant is without knowledge or information sufficient to form a belief as to the truth or falsity of allegation set forth in paragraph 3 of the Notice of Opposition and, therefore denies the same.
5. Applicant denies Opposer’s claims presented in paragraph 4 of the Notice of Opposition. Referring to USPTO Office Action of March 22, 2007, Opposer “did not file the US application within 6 months of the foreign filing, as section 44(d) requires”. Applicants filing date of August 24, 2006 precedes Opposer’s filing date of November 20, 2006.
6. Applicant partially admits Opposer’s statement set forth in paragraph 5 of the Notice of Opposition in part related to Applicant’s Mark and its filing date of

August 24, 2006 . Applicant is without knowledge or information sufficient to form a belief as to the truth or falsity of the statement part related to extension of time to oppose and Notice of Opposition filing date.

7. Applicant denies the allegation and characterization presented in paragraph 6 of the Notice of Opposition.
8. Applicant is without knowledge or information sufficient to form a belief as to the truth or falsity of the averments of paragraph 7 of the Notice of Opposition and, therefore denies the same.
9. Applicant is without knowledge or information sufficient to form a belief as to the truth or falsity of the averments of paragraph 8 of the Notice of Opposition, and therefore denies the same.
10. Applicant is without knowledge or information sufficient to form a belief as to the truth or falsity of the averments of paragraph 9 of the Notice of Opposition, and therefore denies the same.
11. Applicant believes Applicant is without knowledge or information sufficient to form a belief as to the truth or falsity of the averments of paragraph 10 of the Notice of Opposition, and therefore denies the same.
12. Applicant denies the allegations set forth in paragraph 11 of the Notice of Opposition.
13. Applicant is without knowledge or information sufficient to form a belief as to the truth or falsity of the averments of paragraph 12 of the Notice of Opposition, and therefore denies the same.
14. Applicant denies allegations set forth in paragraph 13 of the Notice of Opposition.
15. Applicant believes that superiority of Applicant's filing date speaks for itself and makes any allegations set forth in paragraph 14 not relevant to the case at this time.

WHEREFORE, Applicant asks that any opposition to Application No. 78959811 be dismissed and the registration of the Applicant's mark BUZZ MONKEY proceed as scheduled.



Date: April 9, 2007

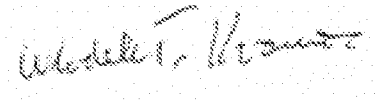
By: _____

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CERTIFICATE OF ELECTRONIC FILING

I hereby certify that this correspondence is addressed to the Trademark Trial and Appeal Board, Hon. Commissioner for Trademarks, P.O. Box 1451, Alexandria, Virginia 22313-1451, and is being deposited via the Electronic System for Trademark Trials and Appeals (ESTTA) on April 9, 2007.

A handwritten signature in black ink, appearing to read "Wlodek T. Krawiec", is enclosed within a rectangular dotted-line border.

Wlodek T. Krawiec